IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 896 OF 2004

IN

SUMMARY SUIT NO. 749 OF 1998

Ispat Finance Ltd., .. Plaintiffs.

vs.

Pooja Granites & Marbles

Ltd, & Ors. .. Defendants.

Mr. Cyrus Bharuche i/by D.F. & Divan

for plaintiffs.

Mr. Dhiraj Singh i/by Sreeji & Lal

for defendants.

CORAM : S.U. KAMDAR, J.

DATE : 4th OCTOBER, 2005.

P.C.:

1. The learned counsel for the defendants states that the defendant company has gone into liquidation. In view thereof, the learned counsel for the plaintiffs seeks leave to withdraw the summons for judgment with liberty to take out fresh summons for judgment after obtaining appropriate leave under section 446. Summons for judgment is

dismissed accordingly. No order as to costs.